

EXAMINER INTERVIEW SUMMARY

On October 31, 2007, Applicant met with Examiners Benjamin Lee and Cameron Saadat. Claims that correspond to currently pending independent claims 40 and 60 were discussed. The Examiners agreed that the two claims overcome the prior art of record. However, the Examiners stated that a new search may need to be performed.

REMARKS

The Examiner stated that the prior declaration is defective because the phrase “material to the examination” was utilized instead of “material to the patentability”. A new oath that includes the phrase “material to the patentability” has been filed with this amendment.

The Examiner objected to claim 36 because of an informality. Claim 36 has been canceled.

The Examiner rejected claims 1 – 39 under 35 U.S.C. 112, first paragraph and 35 U.S.C. 103(a). Claims 1-39 have been canceled.

Applicant has submitted new claims 40 – 78. As stated in the above Examiner Interview Summary, the Examiner agreed that independent claims 40 and 60 overcome the prior art of record.

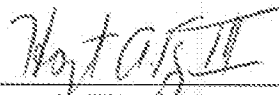
Independent claims 40 and 60 contain many elements in common with claims of co-pending Patent Application No. 10/815,330. A Terminal Disclaimer for Patent Application No. 10/815,330 was filed on October 31, 2007 to overcome a provisional double patenting rejection with respect to the currently pending application. Applicant trusts that the previously filed Terminal Disclaimer will avoid a provisional double patenting rejection in the currently pending case.

CONCLUSION

It is submitted that the present application is presently in form for allowance. Such action is respectfully requested.

Respectfully submitted,

By


Hoyt A. Fleming III
Registration No. 41,752

Date: November 14, 2007

<p>Address correspondence to:</p> <p><input checked="" type="checkbox"/> <i>Customer Number or Bar Code Label</i></p> <p>28422</p>	<p>or</p> <p><input type="checkbox"/> <i>Correspondence Address Below</i></p> <p>Parl, Vaughan & Fleming LLP P.O. Box 140678 Boise, ID 83714</p>	<p>Direct telephone calls to:</p> <p>Hoyt A. Fleming III (208) 336-5237</p>
---	--	---